

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**JEFFREY R. BENZEL,**

**Plaintiff,**

**vs.**

**ROBERT HOUSTON,**

**Defendant.**

)  
)  
)  
)  
)  
)  
)  
)  
)  
)

**CASE NO. 4:05CV3264**

**ORDER OF RECUSAL**

This matter is before the Court on the Defendant's Motion To Recuse (Filing No. 15). The Defendant requests that the undersigned judge recuse from this case. 28 U.S.C. 455(a) states: "Any . . . judge . . . of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned." Upon review of the Court file in the above-designated case, the undersigned judge shall, and hereby does, recuse herself from the above-designated case pursuant to 28 U.S.C. § 455(a).

IT IS ORDERED that Defendant's Motion to Recuse (Filing No. 15) is granted.

DATED this 18<sup>th</sup> day of November, 2005.

BY THE COURT:

s/Laurie Smith Camp  
Laurie Smith Camp  
United States District Judge